

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 3748, to provide for a uniform national 3-year statute of limitations in actions to recover damages for personal injury or death, arising out of a maritime tort; H.R. 5784, as amended, to extend the provisions of title XII of the Merchant Marine Act, 1936, relating to war risk insurance; and H.R. 5913, to amend section 502(a) of the Merchant Marine Act, 1936.

AIRPORT AND AIRWAY DEVELOPMENT ACT

Committee on Rules: Granted a rule providing for consideration of the conference report to accompany H.R. 2440, to repeal the prohibition against the expenditure of certain discretionary funds under the Airport and Airway Development Act of 1970; waiving clause 2, rule XXVIII against consideration of the conference report. Testimony was heard from Representatives Anderson of California and Snyder.

FISCAL YEAR 1980 AUTHORIZATIONS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 2471, to authorize appropriations for the U.S. International Trade Commission and the U.S. Customs Service for fiscal year 1980.

WATER RESOURCES DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4788, Water Resources Development Act of 1979.

ENERGY JURISDICTION

Select Committee on Committees: Began markup of energy jurisdiction legislation.

Will continue tomorrow.

Joint Committee Meetings

WINDFALL PROFITS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3919, to impose a windfall profit tax on domestic crude oil, but did not complete action thereon and will meet again tomorrow.

NATIONAL ENERGY SUPPLY

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1308, to provide for the development of domestic energy supplies, but did not complete action thereon and will meet again tomorrow.

FHA LOAN PROGRAM

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 985, authorizing

funds for fiscal years 1980-82 for the Farmers Home Administration real estate, operating, and natural disaster loan programs (not including funds for emergency disaster loan programs), but did not complete action thereon and will meet again tomorrow.

Thursday, December 20, 1979

Senate

Chamber Action

Routine Proceedings, pages 37328-37605

Bills Introduced: Thirty bills and seventeen resolutions were introduced, as follows: S. 2159-2188; S. Res. 318-329, S.J. Res. 127-132.

Pages 37385-37392, 37474-37476, 37434, 37500-37501, 37534-37538, 37600-37601

Bills Reported: Reports were made as follows:

Special report entitled "Arson in America" (S. Rept. No. 96-535).

Special report pursuant to Section 302(b) of the Congressional Budget Act of 1974 (S. Rept. No. 96-536).

S. 1832, authorizing the Secretary of the Interior to declare certain land to be Indian reservation land, with an amendment (S. Rept. No. 96-537).

S. 1855, authorizing funds for fiscal years 1980, 1981, and 1982, for the Tribally Controlled Community College Assistance Act, with an amendment (S. Rept. No. 96-538).

Special report pursuant to Section 302(b) of the Congressional Budget Act of 1974 (S. Rept. No. 96-539).

S. 1879, to establish a General Accounting Office Appeals Board to consider and act on employee appeals on administrative actions, with amendments (S. Rept. No. 96-540).

S. Con. Res. 30, authorizing the procurement of a bust or statue of Frederick Douglass to be placed in the Capitol (S. Rept. No. 96-541).

S. Res. 319, authorizing reimbursement of expenses of mailing or delivery of matters relating to official business from a Senator's Official Office Expense Account (S. Rept. No. 96-542).

H. Con. Res. 80, authorizing the procurement of a bust or statue of Martin Luther King, Jr., to be placed in the Capitol (S. Rept. No. 96-543).

S. 546, a private relief bill (S. Rept. No. 96-544).

S. 2113, to provide a Federal charter to United Service Organizations, Incorporated (S. Rept. No. 96-545).

H.R. 600, an act to incorporate United Service Organizations, Incorporated (S. Rept. No. 96-546).

S. 1390, to upgrade commercial motor vehicle safety standards and to promote the Federal and State enforce-

ment of those standards, with amendments (S. Rept. No. 96-547).

S. Res. 317, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 523, to revise the pay provisions of certain medical personnel in the Armed Forces.

S. Res. 309, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 5537, to extend through fiscal year 1981 the District of Columbia's interim authority to borrow funds from the U.S. Treasury to finance capital improvement projects.

Pages 37498-37500

Measures Passed:

Printing: Senate agreed to S. Con. Res. 56, authorizing the reprinting of the committee print entitled "Synthetic Fuels."

Page 37343

Finance Committee consultants: Senate agreed to S. Res. 293, increasing the limitation on expenditures by the Committee on Finance for procurement of consultants.

Page 37343

Witness fees: Senate agreed to S. Res. 310, to allow for the payment of the actual and necessary traveling expenses incurred by a witness summoned to appear before the Senate or any of its committees.

Page 37343

Gratuity: Senate agreed to S. Res. 312, to pay a gratuity to the survivor of a deceased Senate employee.

Page 37343

Survivor benefits/dependent children: Senate passed with committee amendments H.R. 2584, to provide survivor benefits to certain dependent children under the Federal employee health benefit plans, after agreeing to two additional amendments as follows:

(1) Stevens unprinted amendment No. 907, relating to Civil Service Retirement, and

(2) Robert C. Byrd (for Pryor) unprinted amendment No. 908, of a technical nature.

Pages 37343-37345

Agricultural adjustment: Senate passed with committee amendments H.R. 3398, to increase target prices for the 1980 crops of wheat and feed grains, after agreeing to McGovern unprinted amendment No. 909, to require the Secretary of Agriculture—in making adjustments in the target prices for the 1981 crops of wheat and feed grains—to maintain a fair and equitable relationship between loan rates, target prices, and production costs for the respective commodities and competing crops, and a McGovern, for Morgan, unprinted amendment No. 910, to provide a \$50,000 annual payment limitation on any disaster payments made under the 1980 and 1981 wheat, feed grain, upland cotton, and rice programs and prohibit the making of disaster payments to States, political subdivisions, and agencies thereof.

Pages 37361-37372

Metropolitan Rapid Transit: By 66 yeas to 23 nays, Senate passed with amendments H.R. 3951, au-

thorizing funds for the Washington Metropolitan Area Transit Authority's construction of the rapid transit system for the National Capital region.

Pages 37372-37380

Vermejo Conservancy District: Senate passed S. 539, authorizing the Secretary of the Interior to enter into an amended contract with the Vermejo Conservancy District in Maxwell, New Mexico, for the remaining repayment obligation for the construction of the project.

Pages 37380-37381

Thailand assistance: By unanimous vote of 90 yeas Senate agreed to S. Res. 316, commending the government of Thailand for its humanitarian assistance to the Indo-Chinese refugees and victims of war.

Pages 37381-37382

Baltic States and USSR citizenship claims: Senate agreed to H. Con. Res. 200, expressing the sense of the Congress with respect to the Baltic States and USSR claims of citizenship over certain U.S. citizens.

Pages 37382-37383

Emigration: Senate agreed to H. Con. Res. 202, urging the USSR to allow the emigration of Ida Nudel to Israel.

Pages 37384-37385

Tris/Payment of losses: Senate passed S. 521, to provide for the payment of losses incurred as a result of the ban on the use of the chemical Tris in certain fabrics.

Pages 37394-37395

United Service Organizations: Senate passed H.R. 600, to provide a Federal charter to United Service Organizations, Incorporated.

S. 2113, Senate companion measure, was indefinitely postponed.

Pages 37395-37397

Hostages: Senate agreed to S. Res. 318, calling for the immediate release of Americans held hostage in Iran; expressing support for the President's efforts and for the cooperative efforts of other nations and international organizations, and stating that the Senate will convene at the call of the Senate leadership to consider any recommendation of the President relative to this situation.

Pages 37385-37392, 37434

Physicians comparability: Senate passed H.R. 5015, extending for two years until September 30, 1981, the Physicians Comparability Allowance Act.

Pages 37423-37424

Gold Star Wives: Senate passed with amendments S. 1179, to provide a Federal charter for the Gold Star Wives of America.

Pages 37421-37423

Palmetto Bend Reservoir: Senate passed H.R. 2771, to change the name of the Palmetto Bend Reservoir to Lake Texana, in Texas.

Page 37424

Budget waiver: Senate agreed to S. Res. 309, waiving section 402(a) of the Congressional Budget Act of

1974 with respect to the consideration of H.R. 5537, listed below.

Pages 37424-37425

D.C. borrowing authority: Senate passed H.R. 5537, to extend through fiscal year 1981, the District of Columbia's interim authority to borrow funds from the U.S. Treasury to finance capital improvement projects.

Page 37425

Household moving industry: Senate passed with amendments S. 1798, to increase competition in the household goods moving industry and to assure adequate protection for consumers.

Pages 37425-37430

Pretrial diversion: Senate passed with an amendment S. 702, to establish a pretrial diversion program within the Department of Justice.

Pages 37430-37432

Budget waiver: Senate agreed to S. Res. 317, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 523, to revise the pay provisions of certain medical personnel in the Armed Forces.

Page 37410

Armed Forces medical personnel: Committee on Armed Services was discharged from the further consideration of H.R. 5235, to revise the pay provisions of certain medical personnel in the Armed Forces, and the bill was then passed after striking all after the enacting clause and inserting in lieu therefor the text of S. 523. Prior to this action Senate had agreed to Schmitt unprinted amendment No. 911, to provide for private sector representation on International Telecommunications Conferences and meetings, to S. 523, which bill was then indefinitely postponed.

Senate insisted on its amendment, requested a conference with the House and appointed as conferees Senators Nunn, Byrd of Virginia, Culver, Morgan, Exon, Jepsen, Warner, and Cohen.

Pages 37410-37416, 37420

Foreign Claims Settlement Commission: Senate passed with amendments S. 1419, to provide for the transfer of the Foreign Claims Settlement Commission of the United States to the Department of Justice as a separate agency under the Department.

Pages 37432-37434

CHAMPUS: Committee on Armed Services was discharged from the further consideration of H.R. 5025, to provide that any person eligible for medical care under the Civilian Health and Medical Program of the Uniformed Services (CHAMPUS) who is a veteran with a service-connected disability may not be denied care and treatment for such disability under CHAMPUS solely because such person is eligible for care and treatment for such disability in Veterans' Administration facilities, and the bill was then passed.

Pages 37410-37416, 37420

National Arbor Day: Senate agreed to S.J. Res. 40,

authorizing the President to proclaim the last Friday of April as "National Arbor Day."

Pages 37437-37438

Grant applications: Senate passed S. 1835, to extend for five years, until February, 1985, to allow a single Federal agency to handle and coordinate grant applications requiring joint Federal funding.

Pages 37438-37439

Bear River compact: Senate passed S. 1489, to establish the Bear River Commission to regulate the diversion of water from the Bear River.

Pages 37439-37444

Milner Dam: Senate passed S. 1828, to facilitate the construction of a hydroelectric generation plant on the Milner Dam project in southern Idaho.

Page 37444

White House Preservation Fund: Senate passed H.J. Res. 462, expressing the sense of Congress concerning the White House Preservation Fund.

Page 37437

Private bills: Senate passed the following private bills: S. 157, 207, 629, 1375, and H.R. 894, 900, 901, 918, 1489, 1619, 1827, 1887, 2593, 3234, and 3320.

Pages 37444-37447

Black Hills Boy Scouts: Senate passed with an amendment S. 659, to reimburse the Black Hills Area Council of the Boy Scouts of America for expenses incurred in restructuring portions of a Black Hills National Forest road.

Page 37447

Chrysler funds: By 41 yeas to 35 nays Senate passed H.J. Res. 467, making an urgent appropriation for administrative expenses of the Chrysler Corporation loan program, and to provide financial assistance to the Chrysler Corporation for the fiscal year ending September 30, 1980.

Pages 37459-37460

Notification of President: Senate agreed to S. Res. 324, appointing a committee to notify the President concerning the proposed adjournment of the session.

Page 37474

Appointments: Senate agreed to S. Res. 325, authorizing the President and President pro tempore of the Senate to make certain appointments after the sine die adjournment of the present session.

Page 37474

Pro Tempore Thanks: Senate agreed to S. Res. 326, tendering the thanks of the Senate to the President pro tempore for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 37474

Vice President Thanks: Senate agreed to S. Res. 327, tendering the thanks of the Senate to the Vice President for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Pages 37474-37475

White House Fellows Program: Senate passed H.R. 5174 relating to participation in the White House Fellows Program and Executive Exchange Program.

Page 37475

Legal Counsel Representation: Senate agreed to S. Res. 329, directing the Senate Legal Counsel to conduct proceedings necessary to uphold Public Law 95-67.

Pages 37600-37601

Court Case: Senate agreed to S. Res. 328, directing the Senate Legal Counsel to appear as amicus curiae in the name of the Senate in *League of Women Voters v. Federal Communications Commission*.

Page 37476

Reports Extension: Senate passed H.J. Res. 468, extending the dates for submission of the President's Budget and Economic Report.

Page 37475

96th Congress/Second Session: Senate agreed to H. Con. Res. 232, providing for the convening of the second session of the 96th Congress.

Page 37601

Fringe Benefit Regulations: Senate agreed to the House amendment to Senate amendment to H.R. 5224, to continue through May 31, 1981, the existing prohibition on the issuance of fringe benefit regulations.

Pages 37345-37346

Energy Exposition: Senate agreed to the conference report on H.R. 5079, to provide for the U.S. participation in Energy-Expo 82 to be held in Knoxville, Tennessee.

Pages 37383-37384

State Legislators Expenses: Senate agreed to the conference report on H.R. 3091, extending for one additional year the effective date for the tax treatment of travel expenses incurred by State legislators.

Pages 37346-37347, 37392

Chrysler Loan Guarantees: By 43 yeas to 34 nays Senate agreed to the conference report on H.R. 5860, authorizing funds for loan guarantees to the Chrysler Corporation.

Pages 37449-37459

Refugees Admission: Senate disagreed to the House amendment to S. 643, to reform the United States refugee and assistance program by repealing current discriminatory laws, raising the annual limitation on refugee admissions, providing procedures to meet emergency situations, and providing for Federal support of the refugee resettlement process, agreed to a conference with the House, and appointed as conferees Senators Kennedy, Bayh, DeConcini, Thurmond, and Simpson.

Page 37475

Passage Vitiating: Senate vitiated passage of S. Res. 294, to redefine Senatorial official office expenses, and the resolution was rereferred to the Committee on Rules and Administration.

Page 37447

Time Limitation Agreement: A time limitation agreement was reached concerning Senate considera-

tion of H.R. 5168, extending for one year until September 30, 1980, certain authorities affecting military personnel.

Pages 37409-37410

Presidential Messages: Senate received the following messages from the President:

(1) Transmitting the nineteenth quarterly report of the Council on Wage and Price Stability. Referred to the Committee on Banking, Housing, and Urban Affairs (PM-145).

(2) Transmitting the Annual Report of the National Endowment for the Arts and the National Council on the Arts for the Fiscal Year ended September 30, 1977. Referred to the Committee on Labor and Human Resources (PM-146).

Page 37496

Treaty Received: The injunction of secrecy was removed from the Treaty between the United States of America and Peru on the Execution of Penal Sentences, signed at Washington on July 6, 1979 (Executive II, 96th Congress, first session), transmitted to the Senate today by the President of the United States; and the Treaty was considered as having been read the first time, that it be referred to the Committee on Foreign Relations.

Page 37448

Confirmations: By 80 yeas to 13 nays, Senate confirmed the nomination of Sol M. Linowitz, of the District of Columbia, for the rank of Ambassador during his service as Personal Representative to the President; and by unanimous vote of 74 yeas confirmed the nomination of Philip M. Klutznick, of Illinois, to be Secretary of Commerce; and by 43 yeas to 25 nays, Senate confirmed the nomination of L. T. Senter, Jr., to be U.S. District Judge for the Northern District of Mississippi.

Pages 37347-37361, 37448

Also, Senate confirmed the following nominations:

William M. Kidd, to be U.S. District Judge for the Southern District of West Virginia;

Richard A. Enslen, to be U.S. District Judge for the Western District of Michigan;

Colbert I. King, of Maryland, to be Executive Director of the International Bank for Reconstruction and Development;

David S. King, of Maryland, to be Alternative Executive Director of the International Bank for Reconstruction and Development;

George Fumich, Jr., of Virginia, to be an Assistant Secretary of Energy (Fossil Energy);

George W. Cunningham, of Tennessee, to be an Assistant Secretary of Energy (Nuclear Energy);

Leslie J. Goldman, of Illinois, to be an Assistant Secretary of Energy (International Affairs);

Thomas E. Stelson, of Georgia, to be an Assistant Secretary of Energy (Conservation and Solar Applications);

Hazel R. Rollins, of the District of Columbia, to be

Administrator of the Economic Regulatory Administration;

Edward A. Frieman, of New Jersey, to be Director of the Office of Energy Research;

Michael E. Witt, of Colorado, to be Assayer of the U.S. Mint at Denver;

Victor Marrero, of New York, to be Under Secretary of Housing and Urban Development;

Susan J. Williams, and William B. Johnston, both of Virginia, each to be an Assistant Secretary of Transportation; and

Richard J. Green, of New Jersey, to be an Associate Director of the Federal Emergency Management Agency.

J. Jackson Walter, of Florida, to be Director of the Office of Government Ethics;

Sanford M. Litvack, of New York, to be an Assistant Attorney General;

John J. Partington, of Rhode Island, to be U.S. Marshal for the District of Rhode Island;

Joseph A. Doyle, of New York, to be an Assistant Secretary of the Navy;

Frank A. Camm, of Virginia, to be an Associate Director of the Federal Emergency Management Agency;

Homer E. Moyer, Jr., of the District of Columbia, to be General Counsel of the Department of Commerce;

Luther H. Hodges, Jr., of North Carolina, to be Deputy Secretary of Commerce;

James V. Day, of Maine, to be a Federal Maritime Commissioner;

Vice Admirals Clarence R. Bryan and Robert P. Coogan, U.S. Navy, each to the grade of Vice Admiral on the retired list;

Rear Admiral Robert F. Schoultz, U.S. Navy, to be Vice Admiral; and

Lists of nominations in the Navy and the Air Force.

Page 37611

Nominations: Senate received the following nominations:

Joseph C. Zengerle, III, of the District of Columbia, to be an Assistant Secretary of the Air Force;

Thomas K. Berg, of Minnesota, to be U.S. Attorney for the District of Minnesota;

William L. Smith, of Maryland, to be Commissioner of Education;

Helmut A. Alpers, of Connecticut, Carlos A. Cuadra, of California, and Margaret S. Warden, of Montana, each to be a Member of the National Commission on Libraries and Information Science;

One Army nomination in the rank of General; and
Routine nominations in the Navy and the Air Force.

Pages 37606-37611

Senate Authorization: Notwithstanding the forthcoming sine die adjournment of the Senate, the Vice President, President pro tempore, or acting President pro tempore are authorized to sign duly enrolled bills or joint resolutions, and the Secretary of the Senate is authorized to receive messages from the House of Representatives.

Page 37474

Senator Robert C. Byrd was appointed as Acting President Pro Tempore for the purpose of signing duly enrolled bills and joint resolutions.

Page 37475

Nominations/Unanimous Consent: A unanimous consent agreement was reached concerning status of nominations.

Messages From the President:

Page 37496

Messages From the House:

Pages 37496-37497

Bills Referred:

Page 37497

Communications:

Pages 37497-37500

Statements on Introduced Bills:

Pages 37501-37534

Amendment Submitted for Printing:

Page 37538

Notices of Committee Hearings:

Pages 37538-37539

Additional Statements:

Pages 37540-37600

Nominations:

Pages 37606-37611

Confirmations:

Pages 37347-37361, 37611

Joint Referral:

Page 37500

Record Votes: Seven record votes were taken today (Total—509).

Pages 37361, 37380, 37382, 37448, 37459, 37460, 37474

Adjournment: Senate met at 11 a.m., and, in accordance with H. Con. Res. 232, adjourned sine die at 3:17 a.m.

Committee Meetings

CHRYSLER LOAN GUARANTEE PROGRAM

Committee on Appropriations: Subcommittee on State, Justice, Commerce, the Judiciary concluded hearings on H.J. Res. 467, making an urgent appropriation for administrative expenses of the Chrysler Corporation loan guarantee program, and to provide financial assistance to the Chrysler Corporation for the fiscal year ending September 30, 1980, after receiving testimony from Roger C. Altman, Assistant Secretary (Domestic Finance), Department of the Treasury; Gerald Greenwald, Chrysler Corporation; and Howard Young, United Auto Workers, both of Detroit.

REPORT/NOMINATIONS

Committee on Armed Services: Committee, following a closed business meeting, announced it had agreed to report to the Senate a report entitled "Military Imple-

cations of the proposed SALT II Treaty Relating to the National Defense."

Also, Committee approved for reporting the nominations of Joseph A. Doyle, of New York, to be an Assistant Secretary of the Navy; Frank A. Camm, of Virginia, to be an Associate Director of the Federal Emergency Management Agency; and numerous military nominations.

Prior to this action, Committee concluded hearings on these nominations, after the nominees testified and answered questions in their own behalf. Mr. West was introduced by Senator Morgan; and Mr. Camm was introduced by Senator Warner.

FAIR LENDING ENFORCEMENT

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to study various initiatives and comprehensive strategy to ensure nondiscrimination in mortgage lending and for encouraging community reinvestment, receiving testimony from Jay Janis, Chairman, Federal Home Loan Bank Board; Maudine Cooper, National Urban League; James Harvey, Metropolitan Washington Planning and Housing Association; and Roger Kuhn, Center for National Policy Review, all of Washington, D.C.

Hearings will continue tomorrow.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee completed the preagreed to process for further amending S. 1699, to expand the existing energy impact assistance to State and local governments suffering adverse social and economic impacts because of rapid energy development, which had been ordered reported on Wednesday, December 19.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported with amendments S. Res. 318, calling for the immediate release of Americans held hostage in Iran; expressing support for the President's efforts and for the cooperative efforts of other nations and international organizations, and stating that the Senate will convene at the call of the Senate leadership to consider any recommendation of the President relative to this situation.

Also, Committee approved for reporting the following nominations: Colbert I. King, of Maryland, to be Executive Director of the International Bank for Reconstruction and Development; and David S. King, of Maryland, to be Alternative Executive Director of the International Bank for Reconstruction and Development.

Prior to this action, Committee concluded hearings on these nominations, after the nominees testified and answered questions in their own behalf. Mr. Colbert I. King was introduced by Senators Mathias and Sarbanes; and Mr. David S. King was introduced by Senator Church.

SAUDI ARABIA

Committee on Foreign Relations: Committee held closed hearings on the proposed arms sales to Saudi Arabia, receiving testimony from Harold H. Saunders, Assistant Secretary of State for Near Eastern and South Asian Affairs; and Lt. Gen. Ernest Graves (USA), Director, Defense Security Assistance Agency, Department of Defense.

Hearings recessed subject to call.

CHINA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs met in closed session to receive a briefing from Secretary of Defense Harold Brown on his forthcoming trip to the Peoples Republic of China.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 2113, to provide a Federal charter to United Service Organizations, Incorporated;

H.R. 600, House companion measure to S. 2113 listed above;

S. 546, a private relief bill; and

The nominations of L. T. Senter, Jr., to be U.S. District Judge for the Northern District of Mississippi; Richard A. Enslen, to be U.S. District Judge for the Western District of Michigan; William M. Kidd, to be U.S. District Judge for the Southern District of West Virginia; John J. Partington, of Rhode Island, to be U.S. Marshal for the District of Rhode Island; and Sanford M. Litvack, of New York, to be an Assistant Attorney General.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Sanford M. Litvack, of New York, to be an Assistant Attorney General, and William M. Kidd, to be U.S. District Judge for the Southern District of West Virginia, after the nominees testified and answered questions in their own behalf. Mr. Litvack was introduced by Senators Javits and Moynihan; and Mr. Kidd was introduced by Senators Robert C. Byrd and Randolph.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 6197-6228; 2 private bills, H.R. 6229-6230; and 17 resolutions, H.J. Res. 468-472, H. Con. Res. 232-236, and H. Res. 513-519 were introduced.

Pages 37325-37327

Bills Reported: Reports were filed as follows:

H.J. Res. 467, making an urgent appropriation for administrative expenses of the Chrysler Corporation loan guarantee program, and to provide financial assistance to the Chrysler Corporation for the fiscal year ending September 30, 1980, amended (H. Rept. 96-719);

Report by the Committee on Foreign Affairs entitled "Report on Allocation of Budget Totals Under the Second Concurrent Resolution on the Budget for fiscal year 1980" (H. Rept. 96-720);

H. Res. 513, providing for the consideration of H.R. 4788, authorizing the construction, repair, and preservation of certain public works on rivers and harbors for navigation and flood control (H. Rept. 96-721);

H. Res. 514, providing for the consideration of H.R. 2471, to authorize appropriations for the United States International Trade Commission and the United States Customs Service for fiscal year 1980 (H. Rept. 96-722);

H. Res. 516, providing for the consideration of H.R. 3051, authorizing appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts (H. Rept. 96-723);

H. Res. 517, providing for the consideration of H.R. 5741, to amend section 103 of the Internal Revenue Code of 1954 to provide that the interest on mortgage subsidy bonds will not be exempt from Federal income tax, and to exempt interest on certain savings from Federal income tax (H. Rept. 96-724);

H.R. 6029, providing for the implementation of the International Sugar Agreement, 1977, amended (H. Rept. 96-725);

H.R. 1262, to amend title 5, United States Code, to provide that civilian air traffic controllers of the Department of Defense shall be treated the same as air traffic controllers of the Department of Transportation for purposes of retirement (H. Rept. 96-726);

H.R. 5726, the Energy Conservation Act, amended (H. Rept. 96-727);

H. Con. Res. 228, to disapprove the Location of Chaneries Amendment Act of 1979, passed by the Council of the District of Columbia (H. Rept. 96-728);

H.R. 4717, to amend title 5, United States Code, to provide for adjustments to Federal personnel ceilings based upon the extent that Federal functions are contracted out, to provide that performance in administering personnel ceilings and contracting-out requirements are taken into account in evaluating the performance of Federal executives and managers, amended (H. Rept. 96-729); and

Conference report on H.R. 5860, to authorize loan guarantees to the Chrysler Corporation (H. Rept. 96-730).

Page 37325

Chrysler Corporation Loan Guarantees: House disagreed to the Senate amendment to H.R. 5680, to authorize loan guarantees to the Chrysler Corporation; and agreed to a conference. Appointed as conferees: Representatives Reuss, Moorhead of Pennsylvania, Blanchard, Lundine, Stanton, and McKinney.

Page 37185

Transfer of Commissioned Officers: House passed S. 1454, to amend the Act of August 10, 1956, as amended; section 716 of title 10, United States Code; section 1006 of title 37, United States Code; and sections 8501(1) (B) and 8521(a)(1) of title 5, United States Code.

Agreed to the committee amendments.

Agreed to amend the title.

Pages 37186-37187

Federal Election Campaign Act Amendments: House cleared for the President H.R. 5010, to amend the Federal Election Campaign Act of 1971 to make certain changes in the reporting and disclosure requirements of such Act; by agreeing to the Senate amendment thereto.

Pages 37187-37198

Congressional Award Board: The Speaker appointed Patrick L. O'Malley of Chicago, Illinois, Dinah Shore of Beverly Hills, California, Christopher R. O'Neill of Washington, D.C., and Frank Arlinghaus, Jr., of Rumson, New Jersey, as members of the Congressional Award Board.

The Minority Leader appointed W. Clement Stone of Chicago, Illinois, William Bricker of New York, New York, and Roberta Vander Vort of Kansas City, Missouri, as members of the Congressional Award Board.

Page 37198

Committee Appointment: The Speaker appointed Representative Albosta to the Select Committee on the Outer Continental Shelf, to fill the existing vacancy thereon.

Page 37198

Presidential Messages: Received and read the following messages from the President:

The Arts: Transmitting the annual report of the Na-

tional Endowment for the Arts and the National Council on the Arts for the fiscal year ended September 30, 1977—referred to the Committee on Education and Labor; and

Wage and price stability: Transmitting the nineteenth quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs.

Page 37198

Chrysler Appropriation: By a yea-and-nay vote of 252 yeas to 141 nays with 2 voting "present", Roll No. 752, the House passed H.J. Res. 467, making an urgent appropriation for administrative expenses of the Chrysler Corporation guarantee program, and to provide financial assistance to the Chrysler Corporation for the fiscal year ending September 30, 1980.

Agreed to the committee amendment.

Pages 37206-37212

Airport and Airway Development: By a yea-and-nay vote of 195 yeas to 192 nays, Roll No. 753, the House agreed to H. Res. 511, waiving certain points of order against the conference report on H.R. 2440, to repeal the prohibition against the expenditure of certain discretionary funds under the Airport and Airway Development Act of 1970.

Pages 37212-37216

White House Preservation Fund: House passed H.J. Res. 462, expressing the sense of Congress concerning the White House Preservation Fund.

Pages 37216-37217

Use of Chemical Agents in Indochina: By a yea-and-nay vote of 378 yeas to 1 nay, Roll No. 754, the House agreed to H. Res. 512, condemning the use of chemical agents in Indochina.

Pages 37217-37223

Refugee Policy: By a yea-and-nay vote of 328 yeas to 47 nays, Roll No. 755, the House passed H.R. 2816, to amend the Immigration and Nationality Act to revise the procedures for the admission of refugees, and to amend the Migration and Refugee Assistance Act of 1962 to establish a more uniform basis for the provision of assistance to refugees.

Agreed to the committee amendment in the nature of a substitute.

Agreed To:

An amendment that provides that persons who are living within their native countries and are being persecuted shall be included within the definition of "refugee" in such special circumstances as the President specifies after appropriate consultation with the Judiciary Committees;

An amendment that terminates authority to admit

up to 50,000 refugees after three years, returning the normal flow to 17,400;

An amendment that provides for a hearing by the appropriate congressional committees after the President initiates consultation prior to making a determination that refugee admissions should exceed 50,000;

An amendment that provides for congressional veto of a determination by the President to admit more than 50,000 refugees, except for emergency situations;

An amendment that waives through fiscal year 1981, rather than 1980, the four-year limitation on Federal reimbursements to States for cash, medical, and child welfare assistance programs (agreed to by a division vote of 9 ayes to 3 noes);

An amendment that strikes certain conditions required of States in their resettlement plan and report; and requires the Secretary of Labor and the Secretary of Education to provide each member of the Judiciary Committees and the Director with annual reports describing the efforts of their respective departments to increase refugee access to programs within their jurisdiction;

An amendment that delays the transfer of State Department involvement in domestic refugee resettlement programs to the new Office of Refugee Assistance from fiscal year 1981 to 1982;

An amendment that increases the funding ceiling of the Emergency Migration and Refugee Fund from \$25 million to \$50 million;

A technical amendment;

An amendment that applies the provisions of the bill to aliens who have requested asylum in the United States prior to November 1, 1979; and

An amendment that establishes an Office of Refugee Policy in the Executive Office of the President.

Rejected:

An amendment that sought to require approval by the Judiciary Committees of the House and Senate before the President can exceed the 50,000 level for refugees established by the bill;

An amendment that sought to reduce the total number of immigrants allowed entry each year by one for every two refugees admitted annually over the 50,000 per year limit (rejected by a division vote of 7 ayes to 26 noes); and

An amendment, as amended, that sought to strike language (title III) relating to refugee assistance and establishment of the Office of Refugee Resettlement, and retain present refugee assistance programs instead of consolidating them into a single program.

Subsequently, this passage was vacated and S. 643, a

similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

House then insisted on its amendment to S. 643, and asked a conference. Appointed as conferees: Representatives Rodino, Holtzman, Danielson, Hall of Texas, Harris, Barnes, Zablocki, Fascell, Fish, Butler, Hyde, and Buchanan.

Pages 37223-37247

Water Bank Program: House cleared for the President H.R. 2043, to amend the Water Bank Act for the purposes of authorizing the Secretary of Agriculture to adjust payment rates with respect to initial conservation agreements and to designate certain areas as wetlands; by agreeing to the Senate amendment thereto.

Pages 37248-37249

Survivor Benefits to Dependent Children: House cleared for the President H.R. 2584, to amend the provisions of chapters 83 and 89 of title 5, United States Code, which relate to survivor benefits for certain dependent children; by agreeing to the Senate amendments thereto.

Page 37249

Recesses: It was made in order for the Speaker to declare recesses subject to the call of the Chair.

Page 37249

International Energy Exposition: House agreed to the conference report on H.R. 5079, to provide for participation of the United States in the International Energy Exposition to be held in Knoxville, Tennessee, in 1982—clearing the measure for the President.

Pages 37296-37297

Metro Authorizations: House cleared for the President H.R. 3951, to amend the National Capital Transportation Act of 1969 to authorize additional Federal contributions for the cost of construction of the rapid transit system of the National Capital Region, to provide an orderly method for the retirement of bonds issued by the Washington Metropolitan Area Transit Authority, and to authorize a Federal contribution to such Authority to provide assistance in meeting expenses of operation and maintenance of such system in order to reflect the special Federal relationship to such system; by agreeing to the Senate amendments thereto.

Pages 37297-37299

Chanceries Location: House agreed to H. Con. Res. 228, to disapprove the Location of Chanceries Amendment Act of 1979, passed by the Council of the District of Columbia.

Subsequently, this passage was vacated and S. Con. Res. 63, a similar Senate-passed measure, was passed in lieu—clearing the measure.

Earlier, agreed to a motion to limit general debate on H. Con. Res. 228 to 20 minutes (agreed to by a yeas-and-nays vote of 190 yeas to 144 nays, Roll No. 757).

Pages 37299-37306

President's Budget and Economic Report: House passed H.J. Res. 468, extending the date for submission of the President's Budget and Economic Report.

Page 37306

Recess: House recessed at 8:42 p.m., and reconvened at 9:02 p.m.

Page 37306

Chrysler Corporation Loan Guarantees: By a recorded vote of 241 ayes to 124 noes with 1 voting "present", Roll No. 758, the House agreed to the conference report on H.R. 5680, to authorize loan guarantees to the Chrysler Corporation—clearing the measure for Senate action.

Pages 37306-37316

Agriculture Adjustment Act: House disagreed to the Senate amendment to H.R. 3398, to amend the Food and Agriculture Act of 1977 relating to increases in the target prices for the 1979 crop of wheat, corn, and other commodities under certain circumstances; and asked a conference. Appointed as conferees: Representatives Foley, de la Garza, Jones of Tennessee, Mathis, Bowen, Rose, Nolan, Baldus, Bedell, English, Fithian, Skelton, Daschle, Hance, Stenholm, Wampler, Sebelius, Findley, Symms, Johnson of Colorado, Hagedorn, Coleman, and Marlenee.

Page 37316

Committee Resignation: Read and accepted a letter from Representative Murphy wherein he resigns from the Select Committee on Narcotics and Drug Abuse Control and the Committee on Standards of Official Conduct.

Pages 37316-37317

Legislative Program: Agreed that when the House adjourns today, it meet next at 10 a.m. on Monday, December 24; that when the House adjourns on that day, it meet next at 10 a.m. on Thursday, December 27; and that when the House adjourns on that day, it meet next at 10 a.m. on Monday, December 31; and that when the House adjourns on that day, it meet next at 11:55 a.m. on Thursday, January 3.

Page 37249

Convening Resolution: House agreed to H. Con. Res. 232, providing for the convening of the second session of the 96th Congress.

Page 37317

Committee Reports: Agreed that committees authorized by the House to conduct investigations may file reports with the Clerk following the sine die adjournment and that such reports be printed by the Clerk as reports of the 96th Congress.

Page 37317

Receive and Sign: Notwithstanding any adjournment, including the sine die adjournment of the first session of the House, the Clerk was authorized to receive messages from the Senate and the Speaker and Speaker pro tempore were authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses and found truly enrolled. Page 37317

Resignations—Appointments: Notwithstanding any adjournment, including the sine die adjournment of the first session of the 96th Congress, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House. Page 37317

Extensions of Remarks: Notwithstanding the fact that the House will be meeting in pro forma sessions until January 22, 1980, agreed that all Members of the House shall have the privilege of extending and revising their own remarks in the Congressional Record on more than one subject, if they so desire, and may also include therein such short quotations as may be necessary to explain or complete such extensions of remarks. Page 37317

Election of Speaker Pro Tempore: House agreed to H. Res. 519, electing Representative Moakley Speaker pro tempore during any absence of the Speaker. Pages 37317–37318

Notification of President: House agreed to H. Res. 518, providing for a committee to notify the President the House has completed legislative business. Subsequently, the Speaker appointed Representatives Wright and Rhodes as members of the committee. Page 37318

Recess: House recessed at 10:20 p.m., and reconvened at 11:32 p.m. Page 37320

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 37324

Adjournment: Adjourned at 11:33 p.m.

Committee Meetings

FOOD STAMP ACT AMENDMENTS

Committee on Agriculture: Continued markup of H.R. 5907, Food Stamp Act Amendments of 1980.

CHRYSLER CORPORATION GUARANTEE PROGRAM

Committee on Appropriations: Ordered reported as amended H.J. Res. 467, making an urgent appropriation for administrative expenses of the Chrysler Corp. loan

guarantee program, and to provide financial assistance to the Chrysler Corp. for the fiscal year ending September 30, 1980.

NAVY'S SHIPBUILDING PROGRAM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the adequacy of the Navy's shipbuilding program as it relates to the scope of naval involvement in future seapower strategy. Testimony was heard from Chief of Naval Operations, Adm. Thomas B. Hayward.

LOCATION OF CHANCERIES AMENDMENT ACT

Committee on the District of Columbia: Ordered reported H. Con. Res. 228, to disapprove the Location of Chanceries Amendment Act of 1979 passed by the Council of the District of Columbia.

ANTIDUMPING LAWS ADMINISTRATION

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the Department of the Treasury's administration of the antidumping laws as they pertain to foreign steels, and the impact of the laws on steel prices and the domestic steel industry. Testimony was heard from Representative Anderson of California; Senior Economist, Policy Planning and Evaluation, Council on Wage and Price Stability, Roger Alcaly; Director, International Division, GAO, Kenneth Fasick; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts approved a consultant contract.

CONTESTED ELECTION PANEL

Committee on House Administration: Contested Election Panel on *Wilson v. Leach* approved for full Committee action a recommendation to dismiss the contested election.

MEDICARE AND MEDICAID

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of medicare and medicaid legislation.

ENERGY PRICES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the direct and indirect impact of energy prices on inflation. Testimony was heard from Deputy

Director, Council on Wage and Price Stability, R. Robert Russell.

CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations considered private claims bills.

RECODIFICATION OF CRIMINAL LAWS

Committee on the Judiciary: Subcommittee on Criminal Justice continued consideration of legislation providing for the recodification of Federal Criminal Laws.

PUBLIC BUILDINGS ACT AMENDMENTS; PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action as amended H.R. 6075, to amend the Public Buildings Act of 1959, to authorize the Administrator of General Services to issue obligations for the construction and acquisition of public buildings.

The Subcommittee also approved a repair and alteration prospectus and a construction lease prospectus as amended. Prior to this action, the Subcommittee held hearings on pending prospectuses. Testimony was heard from Representatives Duncan of Oregon, Dicks, Pritchard, and Reuss; Judge, Ninth Circuit Court of Appeals, Otto Skopil; Chief District Judge, Portland, Oregon, James M. Burns; Judge, District Court, Seattle, Washington, Donald S. Voorhees; Senior Judge, Ninth Circuit Court of Appeals, Richard H. Chambers; Assistant Attorney General for Justice Management Division, Department of Justice, Kevin Rooney; and the following representatives of the General Services Administration: Assistant Commissioner, Buildings Management, Jack Packard; Assistant Commissioner, Space Management, Loy Shipp; and Deputy Regional Administrator, Chicago, Dennis Keilman.

MORTGAGE SUBSIDY BOND

Committee on Rules: Granted a modified closed rule providing two hours of debate on H.R. 5741, Mortgage Subsidy Bond Tax Act of 1979. Testimony was heard from Chairman Ullman and Representatives Glickman, Rousselot, Moore, Frenzel and Winn.

JOHN F. KENNEDY CENTER

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3051, to authorize appropriations to the Secretary of the Interior for services necessary to the nonperforming arts functions of the John F. Kennedy Center for the Performing Arts. Testimony was heard from Representatives Levitas and Abdnor.

REPORT

Select Committee on Aging: Approved a report entitled, "National Policy Proposals Affecting Midlife Women."

ENERGY JURISDICTION

Select Committee on Committees: Ordered reported a resolution to be introduced relating to House energy jurisdictions.

Joint Committee Meetings

WINDFALL PROFITS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 3919, to impose a windfall profit tax on domestic crude oil, but did not complete action thereon and will meet again tomorrow.

NATIONAL ENERGY SUPPLY

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1308, to provide for the development of domestic energy supplies, but did not complete action and recessed subject to call.

FHA LOAN PROGRAM

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 985, authorizing funds for fiscal years 1980-82 for the Farmers Home Administration real estate, operating, and natural disaster loan programs (not including funds for emergency disaster loan programs).

CHRYSLER LOAN GUARANTEES

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5860, authorizing funds for loan guarantees to the Chrysler Corporation.

E.D.A. AUTHORIZATIONS

Conferees resumed to resolve the differences between the Senate- and House-passed versions of S. 914, authorizing funds for each of the next four fiscal years, through fiscal year 1983, for public works and economic development programs of the Economic Development Administration, but did not complete action thereon and recessed subject to call.

NUCLEAR WASTE DISPOSAL

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1521, to provide a comprehensive approach to the regulation of nuclear waste disposal, but did not complete action thereon and recessed subject to call.